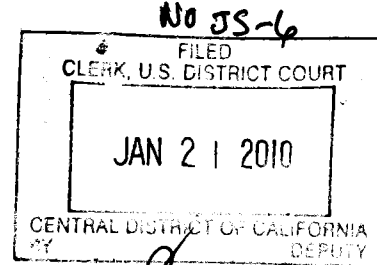


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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

11 THERMAPAK TECHNOLOGIES, INC., a California Corporation;  
12 Wei Xiong, an individual,

13 Plaintiffs,

14 v.

15 TARGET BRANDS, INC., a  
16 Minnesota Corporation; FUSION  
17 ACCESSORIES, INC., a California  
18 Corporation; NET IMPACT, a  
19 Hong Kong Company; and DOES 1-  
20 9, inclusive.

21 Defendants.

CASE NO.: CV09 07845 CBM (CTx)

[PROPOSED] STIPULATED CONSENT  
JUDGMENT AND PERMANENT  
INJUNCTION

22 Plaintiffs Thermapak Technologies and Wei Xiong and Defendants Fusion  
23 Accessories and Net Impact, having entered into a Settlement Agreement resolving all  
24 claims against all parties in this action; and Plaintiffs and Fusion Accessories and Net  
25 Impact having stipulated that judgment be entered in the above-entitled action as set forth  
26 below, and the waiver of any findings of fact or conclusions of law under Fed. R. Civ. P.  
27 52 or any other applicable rule, in order to effectuate the terms of this Order and fully  
28 resolve all claims asserted in this action:

1           THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS  
2       FOLLOWS:

3  
4       1.     That this Court has subject matter jurisdiction over this action as a federal question  
5       pertaining to patents pursuant to 28 U.S.C. §§ 1331, 1338(a).

6  
7       2.     That U.S. Patent No. 7,324,340 is valid and enforceable as against Defendants  
8       Fusion Accessories and Net Impact;

9  
10      3.     That Defendants Fusion Accessories and Net Impact shall timely pay to Plaintiff  
11      the amount agreed to in the Settlement Agreement as discounted damages or  
12      compensation for infringement of the '340 patent which occurred;

13  
14      4.     That effective immediately, Fusion Accessories and Net Impact and their agents,  
15      employees and all persons in active concert or participating with any of them, are  
16      permanently enjoined from making, using, selling, offering to sell and importing into the  
17      United States any devices which infringe the claims of the '340 patent, including the  
18      Cooling Lapdesk product and colorable imitations;

19  
20      5.     That nothing in this consent judgment shall preclude Defendant Target Brands or  
21      any of its affiliates, including, without limitation, Target Corporation, from selling  
22      accused products it has already received from Fusion Accessories and Net Impact and that  
23      Plaintiffs consent to the sale of said products subject to timely receiving the settlement  
24      payments; and.

25  
26     ///

27     ///

28     ///

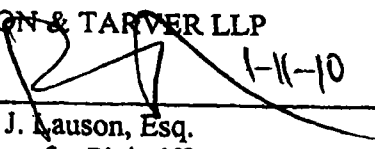
1 6. Other than the above-provisions, which shall continue to remain in effect, all  
2 claims asserted in this action are hereby dismissed, and without award of attorneys' fees  
3 or costs to any party.

4  
5 Dated: January 21 2010

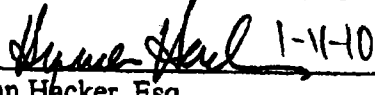
By:   
United States District Judge

6  
7 Presented by:

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